

# YOUTHFUL OFFENDER PAROLE BOARD

## INITIAL APPEARANCE HEARINGS

### 2003

The following tables present information on the reviews of commitments by the Intake and Court Services unit of the Youth Authority's Institution and Camps Branch. Staff in Intake and Court Services determine the offender's offense category and parole consideration date (PCD) under established guidelines. The YOPB reviews the decision, and makes any adjustments deemed necessary. During 2003, a total of 1,197 initial reviews were conducted. In the case of parole violators and recommitments, the YOPB conducts the initial hearing concurrently with the parole revocation hearing. During 2003, there were 883 such hearings.

Depending upon the circumstances of the offense, a Supplemental Initial Appearance hearing may be conducted by the YOPB at which a PCD can be extended or reduced. During 2003, the YOPB held 4 Supplemental hearings.

The time from the offender's acceptance by the Youth Authority to the PCD given, or approved, by the YOPB or Intake and Court Services is referred to as the PCD interval. Table 1 summarizes PCD intervals given at Initial Appearance hearings, while Table 2 summarizes PCD modifications made at Supplemental Initial hearings.

The YOPB has established seven categories of offenses (Board Hearing Categories) in order of seriousness, with Category I being the most serious. The YOPB has also established PCD guidelines for each category, e.g., 84 months for Category I. Deviations are allowed based on the circumstances of each offense.

An offense may be listed in more than one category, depending upon the circumstances of the crime. For example, burglary while armed with a dangerous or deadly weapon *and* with substantial injury is in Category III; burglary while armed with a dangerous or deadly weapon *or* resulting in substantial injury is in Category IV; first degree burglary is in Category V; and second degree burglary is in Category VI.

The tables show the baseline PCD guidelines in effect in 2003; the number and percentage of offenders in each category; the average PCD time given for each category and offense; and for initial PCD's only, the number of offenders whose PCD interval was below, at, or above the baseline PCD guidelines.

**Please note:** Though technically a part of Category VII, parole violator returns are displayed separately.

TABLE 1  
PAROLE CONSIDERATION DATE INTERVALS AT INITIAL REVIEWS  
BY YOPB CATEGORY AND COMMITMENT OFFENSE  
2003

YOPB CATEGORY AND COMMITMENT OFFENSE	TOTAL HEARINGS	PERCENT	AVERAGE MONTHS	BELOW GUIDELINE	AT GUIDELINE	ABOVE GUIDELINE
<b>TOTAL</b>	<b>2,080</b>	<b>100.0</b>	<b>15.2</b>	<b>275</b>	<b>1,741</b>	<b>35</b>
<b>Total First Commitments</b>	<b>1,197</b>	<b>57.5</b>	<b>20.4</b>	<b>275</b>	<b>918</b>	<b>4</b>
<b>Category I (84 months)</b>	<b>14</b>	<b>0.7</b>	<b>79.9</b>	<b>5</b>	<b>9</b>	<b>-</b>
Murder 1st	5		78.0	2	3	-
Murder 2nd	8		80.6	3	5	-
Kidnap (Death/Great Bodily Injury)	1		84.0	-	1	-
Others	-		-	-	-	-
<b>Category II (48 months)</b>	<b>117</b>	<b>5.6</b>	<b>40.2</b>	<b>40</b>	<b>77</b>	<b>-</b>
Voluntary Manslaughter	4		48.0	-	4	-
Attempt/Assault to Murder	19		48.0	-	19	-
Rape	8		45.0	1	7	-
Child Molesting	75		36.9	37	38	-
Sodomy/Sex Perversion	8		41.6	2	6	-
Extortion/Kidnap	3		48.0	-	3	-
<b>Category III (36 months)</b>	<b>78</b>	<b>3.8</b>	<b>33.8</b>	<b>14</b>	<b>64</b>	<b>-</b>
Manslaughter- Vehicular	6		33.8	1	5	-
Robbery (Enhanced)	5		33.6	1	4	-
Carjacking	27		34.0	3	24	-
Aggravated Assault	8		36.0	-	8	-
Rape	11		34.1	2	9	-
Sex Perversion	10		30.4	6	4	-
Extortion/Kidnap	5		36.0	-	5	-
Others	6		33.0	1	5	-
<b>Category IV (24 months)</b>	<b>284</b>	<b>13.7</b>	<b>21.7</b>	<b>64</b>	<b>220</b>	<b>-</b>
Robbery (Enhanced)	48		21.4	12	36	-
Robbery (Unenhanced)	55		21.3	13	42	-
Carjacking	5		21.6	1	4	-
Aggravated Assault	91		22.6	12	79	-
Discharge/Display Weapon	8		22.5	1	7	-
Assault/Battery/Resist	6		23.0	1	5	-
Burglary First Degree	14		20.1	5	9	-
Rape	6		22.0	1	5	-
Drug Offenses	28		20.3	11	17	-
Arson	5		19.2	2	3	-
Others	18		21.7	5	13	-
<b>Category V (18 months)</b>	<b>368</b>	<b>17.7</b>	<b>15.6</b>	<b>149</b>	<b>216</b>	<b>3</b>
Robbery (Enhanced)	5		19.2	1	3	1
Robbery (Unenhanced)	65		16.2	21	43	1
Attempted Robbery	11		16.4	3	8	-
Aggravated Assault	75		15.5	30	45	-
Battery	38		17.2	7	30	1
Burglary (1 <sup>st</sup> Degree)	138		15.0	69	69	-
Grand Theft	16		14.6	9	7	-
Others	20		15.3	9	11	-
<b>Category VI (12 months)</b>	<b>315</b>	<b>15.1</b>	<b>12.0</b>	<b>3</b>	<b>311</b>	<b>1</b>
Assault	12		12.0	-	12	-
Miscellaneous Assault Offenses	29		12.0	-	29	-
Burglary	39		11.9	2	37	-
Grand Theft	9		12.0	-	9	-
Receiving Stolen Property	25		12.0	-	25	-
Auto Theft	77		12.0	1	76	-
Drug Offenses	13		12.0	-	13	-
Weapons	66		12.0	-	66	-
Others	45		12.0	-	45	-
<b>Category VII (0-12 months)</b>	<b>21</b>	<b>1.0</b>	<b>10.8</b>	<b>-</b>	<b>21</b>	<b>-</b>
Others	21		10.8	-	21	-
<b>Parole Violator Returns (0-12 months)</b>	<b>854</b>	<b>41.1</b>	<b>7.9</b>	<b>-</b>	<b>823</b>	<b>31</b>
<b>Recommitments</b>	<b>29</b>	<b>1.4</b>	<b>16.2</b>			

TABLE 2  
PAROLE CONSIDERATION DATE MODIFICATIONS AT SUPPLEMENTAL INITIAL REVIEWS  
BY YOPB CATEGORY AND COMMITMENT OFFENSE  
2003

YOPB CATEGORY AND COMMITMENT OFFENSE	TOTAL HEARINGS	PERCENT	AVERAGE MONTHS
<b>TOTAL</b>	<b>4</b>	<b>100.0</b>	<b>3.5</b>
<b>Total First Commitments</b>	<b>4</b>	<b>100.0</b>	<b>3.5</b>
<b>Category I</b>	-	-	-
Murder 1st	-		-
Murder 2nd	-		-
Kidnap (Death/Great Bodily Injury)	-		-
Others	-		-
<b>Category II</b>	<b>1</b>	<b>25.0</b>	<b>18.0</b>
Voluntary Manslaughter	-		-
Rape (In concert or Great Bodily Injury)	-		-
Sex Perversion	-		-
Child Molesting	1		18.0
Kidnap (Ransom)	-		-
Others	-		-
<b>Category III</b>	-	-	-
Sex Perversion	-		-
Rape	-		-
Kidnap (Robbery)	-		-
Robbery (Armed and Great Bodily Injury, etc.)	-		-
Mayhem/Assault	-		-
Burglary (Armed and Great Bodily Injury)	-		-
Vehicular Manslaughter	-		-
Shooting Into Occupied Vehicle/Dwelling (GBI)	-		-
Others	-		-
<b>Category IV</b>	<b>1</b>	<b>25.0</b>	<b>6.0</b>
Manslaughter (Vehicular/Involuntary)	-		-
Robbery (Unenhanced)	-		-
Attempted Sexual Assault	-		-
Grand Theft, Person (Enhanced)	-		-
Burglary (Enhanced)	-		-
Arson	-		-
Narcotics Offenses	-		-
Assault (Great Bodily Injury)	1		6.0
Shooting Into Occupied Vehicle/Dwelling	-		-
Others	-		-
<b>Category V</b>	<b>2</b>	<b>50.0</b>	<b>-5.0</b>
Assault	-		-
Battery	-		-
Robbery	-		-
Grand Theft (Person)	-		-
Burglary (1st Degree)	1		-4.0
Arson	-		-
Others	1		-6.0
<b>Category VI</b>	-	-	-
Firearms	-		-
Bombs	-		-
Arson	-		-
Burglary (2nd Degree)	-		-
Others	-		-
<b>Category VII</b>	-	-	-
Auto Theft	-		-
Receiving Stolen Property	-		-
Drug Offenses	-		-
Others	-		-
<b>Parole Violator Returns</b>	-	-	-
<b>Recommitments</b>	-	-	-